

**STATE COASTAL CONSERVANCY
PUBLIC MEETING MINUTES**

November 9, 2006
9:00 am
Monterey Beach Resort
La Grande Room
2600 San Dunes Drive
Monterey, Ca

MEMBERS PRESENT:

Douglas Bosco (Public Member), Chair
Elizabeth Brem (Public Member)
Jeremy Hallisey (Public Member)
Ann Notthoff (Public Member)
Bryan Cash (Designated Representative, Resources Agency)
Susan Hansch (Designated Representative, Coastal Commission)
Fred Klass (Designated Representative, Department of Finance)

OVERSIGHT LEGISLATORS PRESENT:

Craig O'Donnell, Representative for Assemblyman John Laird

OTHERS PRESENT:

Sam Schuchat, Executive Officer
Pat Peterson, Deputy Attorney General
Marcia Grimm, Staff Counsel

1. ROLL CALL

The Chair noted that Elizabeth Brem was attending her first meeting as a Public Member, as was Bryan Cash as a designated representative of the Resources Secretary. These members would be sworn in by the Deputy Attorney General upon her arrival.

2. APPROVAL OF MINUTES

The Minutes of the October 5, 2006 public meeting were approved without change.

3. CALIFORNIA COASTAL AND MARINE MAPPING INITIATIVE PROJECT

Marina Cazorla of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Dennis Long, Executive Director, Marine Sanctuary

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an additional amount not to exceed one million five hundred ten thousand dollars (\$1,510,000) to the Monterey Bay Sanctuary Foundation to augment the previously authorized California Coastal and Marine Mapping Initiative project. The additional funds shall be used to acquire data for offshore substrate and marine habitat mapping along the northern Central California Coast between Bolinas and Point Arena.

This authorization is subject to the condition that no funds shall be disbursed until:

1. The Ocean Protection Council has approved the Joint Workplan developed with the Department of Fish and Game for implementation of the Marine Life Protection Act and the Marine Life Management Act, and the Workplan provides for implementation of the proposed project.
2. The Ocean Protection Council has determined that the proposed project is a high priority for ocean conservation.
3. Thirty days have passed after the Ocean Protection Council approved Joint Workplan has been submitted to the relevant legislative committee.
4. The Executive Officer of the Conservancy has approved a work plan, budget, project schedule, and any contractors to be employed to carry out the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project remains consistent with Chapter 5.5 of Division 21 of the Public Resources Code (Section 31220) regarding integrated coastal and marine resource protection.
2. The proposed project remains consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.
3. The Monterey Bay Sanctuary Foundation is a private nonprofit organization existing under Section 501(c)(3) of the United States Internal Revenue Code, whose purposes are consistent with Division 21 of the California Public Resources Code.”

Moved and seconded. Approved by a vote of 5-0.

4. STATEWIDE MARINE PROTECTED AREA MONITORING PROGRAM

Marina Cazorla of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Amber Mace, Ocean Policy Officer, Ocean Protection Council, and Executive Director, Ocean Science Trust; Fred Klass, Trustee, Ocean Science Trust. (Mr. Klass noted for the record that he is a non-compensated officer of the Trust, a non-profit tax-exempt corporation which supports functions of the Conservancy and Ocean Protection Council). Speaking in favor of this Staff Recommendation as well as Agenda Item #3: Paul Riley, California Department of Fish and Game.

Moved and seconded. Approved by a vote of 5-0.

Bryan Cash and Liz Brem signed Oath of Office and were sworn in by Pat Peterson.

5. CENTRAL COAST MARINE PROTECTED AREA MONITORING PROJECT

Marina Cazorla of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Russ Moll, Sea Grant

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed two million dollars (\$2,275,000) to the Regents of the University of California for the California Sea Grant College Program to fund fieldwork, data acquisition, monitoring and socio-economic research in Central Coast marine protected areas designated under the Marine Life Protection Act, as shown in Exhibit 1 of the accompanying staff recommendation, pursuant to a joint workplan developed by the Ocean Protection Council and the Department of Fish and Game.

This authorization is subject to the condition that no funds shall be disbursed until:

1. The Ocean Protection Council has approved the Joint Workplan developed with the Department of Fish and Game for implementation of the Marine Life Protection Act and the Marine Life Management Act, and the Workplan provides for implementation of the proposed project.
2. The Ocean Protection Council has determined that the proposed project is a high priority for ocean conservation.
3. Thirty days have passed after the Ocean Protection Council approved Joint Workplan has been submitted to the relevant legislative committee.
4. The Executive Officer of the Conservancy has approved a work plan, budget, project schedule, and any contractors to be employed to carry out the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with Chapter 5.5 of Division 21 of the Public Resources Code (Section 31220) regarding integrated coastal and marine resource protection.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.”

Moved and seconded. Approved by a vote of 7-0.

Chair Bosco requested that Agenda Item#10 to be presented next

10. WESTERN SALT WORKS PROPERTY

Prentiss Williams of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Greg Cox, San Diego County Supervisor, Jeff Calvert, Rancher, Steve Hackett;

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one hundred twenty-five thousand dollars (\$125,000) to the San Diego Association of Governments (SANDAG) to conduct an access study of the area of south San Diego Bay near the mouth of the Otay River to determine optimal alignments of public trails and the feasibility of possible future use of the Western Salt Building for interpretive facilities, subject to the following conditions:

1. Prior to the disbursement of any Conservancy funds SANDAG shall submit for the review and written approval of the Executive Officer of the Conservancy a work plan, budget and schedule, and the names and qualifications of any contractors to be employed to carry out these tasks.
2. SANDAG shall incorporate the relevant guidelines of the Conservancy’s ‘Standards and Recommendations for Accessway Location and Development’ into the design criteria for the project.

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the public access purposes and criteria in Chapter 9 of Division 21 of the Public Resources Code, Sections 31400 et seq.
2. The proposed project is consistent with the Project Selection Guidelines and Criteria adopted by the Conservancy on January 24, 2001.”

Moved and seconded. Approved by a vote of 7-0.

6. PIGEON POINT HISTORIC LIGHT STATION

Item 6 was withdrawn from the Agenda, and postponed until the January meeting.

7. SAN PEDRO CREEK

Janet Diehl of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Scott Holmes, Director of Public Works for the City of Pacifica gave a power point presentation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed two hundred eighty-two thousand dollars (\$282,000) to the City of Pacifica (City) for removing a box culvert where San Pedro Creek flows below the Adobe Road bridge, subject to the following conditions:

1. Prior to the City’s commencement of work, the Executive Officer of the Conservancy shall approve in writing a work program, schedule of completion, project budget, any contractors to be employed, and a signing plan acknowledging the Conservancy.
2. The City shall submit evidence that all necessary permits have been obtained.
3. The City shall implement post-project effectiveness monitoring for three years following construction, according to a monitoring plan approved by the Executive Officer of the Conservancy.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the purposes and criteria set forth in Chapter 5.5 of Division 21, section 31220 of the Public Resources Code, regarding integrated coastal and marine resources protection.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.”

Moved and seconded. Approved by a vote of 7-0.

8. **HERITAGE HARBORS IN MORRO BAY AND PORT SAN LUIS**

Tim Duff of the Coastal Conservancy presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Jeremiah O’Brian, City of Morro Bay.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed one hundred thirty thousand dollars (\$130,000) to the City of Morro Bay to 1) prepare a business plan, 2) develop and implement a marketing plan, and 3) build and conduct sea trials of innovative low impact fishing gear, in order to support the commercial fishing industry and revitalize the harbors of the Morro Bay and Port San Luis Harbors, as described in the accompanying staff recommendation. Prior to disbursement of Conservancy funds, the City shall submit for the review and written approval of the Executive Officer of the Conservancy a detailed work program, schedule, and budget; and the names and qualifications of any contractors to be employed in carrying out the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with Chapters 5.5 and 7 of Division 21 of the Public Resources Code (Section 31220, 31300-31316).
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.”

Moved and seconded. Approved by a vote of 7-0.

9. **BACK BAY SCIENCE CENTER**

Greg Gauthier of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed four hundred thousand dollars (\$400,000) to the City of Newport Beach to complete construction of the teaching laboratory wing of the Back Bay Science Center, subject to the following conditions:

1. Prior to the disbursement of any Conservancy funds for construction, the City of Newport Beach (“City”) shall submit for the review and approval of the Executive Officer of the Conservancy:
 - a. Evidence that the City has obtained all necessary permits and approvals and adequate funding to complete the project.
 - b. A detailed, final work plan, a project schedule and budget.
 - c. The names and qualifications of any contractors to be used in the completion of the project.
2. The City shall install and maintain sign(s) on the project site, the design, number and placement of which has been approved by the Conservancy’s Executive Officer, acknowledging Conservancy funding participation.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with the purposes and objectives of Chapters 3 and 9 of Division 21 of the Public Resources Code;
2. The proposed authorization is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001;
3. The proposed project will serve greater than local needs; and
4. The Conservancy has independently reviewed the Mitigated Negative Declaration adopted by the Department of Fish and Game on September 23, 2003, and the Mitigation and

Monitoring Program, attached as Exhibit 7 to the accompanying staff recommendation, and finds that there is no substantial evidence that the proposed project, as mitigated, may have a significant effect on the environment.”

5. On the basis of substantial evidence, there is no evidence before the Conservancy that the project will have a potential adverse effect on wildlife resources as defined under California Fish and Game Code Section 711.2 and California Code of Regulations Section 753.5 (d).”

Moved and seconded. Approved by a vote of 7-0.

11. VALLEY VIEW RANCH

Su Corbaley of the Coastal Conservancy presented the Staff Recommendation:

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one million dollars (\$1,000,000) to the California Department of Forestry and Fire Protection (“CDF”) to acquire a conservation easement over the Valley View Ranch (Humboldt County Assessor’s Parcel Numbers 104-231-002, 104-231-007, 104-232-001, 104-232-002, 104-232-007, 104-242-004, 104-242-005, and 105-151-006) as depicted in Exhibit 1 of the accompanying staff recommendation. This authorization is subject to the following conditions:

1. Prior to the disbursement of any Conservancy funds for the acquisition of the conservation easement CDF shall:
 - a. Submit to the Conservancy for review and approval by the Executive Officer of the Conservancy (“the Executive Officer”), all documents relevant to acquisition, including, but not limited to, an appraisal, purchase agreement, final conservation easement, baseline conditions report, easement monitoring plan, escrow instructions, and documents of title.
 - b. Provide written evidence to the Executive Officer that all other funds necessary to the acquisition have been obtained.
2. CDF shall pay no more than fair market value for the conservation easement as established by an appraisal approved by the Executive Officer of the Conservancy.
3. The easement interest acquired under this authorization shall be permanently dedicated to and managed and operated in a manner consistent with the purposes of protecting riparian habitat, preserving the function and sustainability of the forestlands, protecting the rangeland for grazing and preserving and protecting the scenic open space characteristics of the property.
4. Conservancy funding shall be acknowledged by erecting and maintaining on the property a sign that has been reviewed and approved by the Executive Officer.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with the purposes and criteria of Chapter 5.5 of Division 21 of the Public Resources Code (Section 31220) regarding protection of coastal resources.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.”

Moved and seconded. Approved by a vote of 7-0.

12. **SOUTH BAY SALT POND RESTORATION PROJECT**

Amy Hutzel of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to two million dollars (\$2,000,000) for technical studies, environmental analysis, data collection and management, project design, public outreach, project management, and other work associated with the long-term planning for the South San Francisco Bay Salt Pond Restoration Project. The Executive Officer is further authorized to disburse up to five hundred thousand dollars (\$500,000) of these funds in a grant to the Coastal Conservancy Association to manage science advisory panels that provide technical support to the South Bay Salt Pond Restoration Project, subject to the condition that prior to the disbursement of any of these funds, the Coastal Conservancy Association shall submit for the review and approval of the Executive Officer of the Conservancy a work program and budget, and the names and qualifications of any subcontractors that it intends to employ.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Public Resources Code Sections 31160 *et seq.*, regarding the Conservancy’s mandate to address the resource and recreational goals of San Francisco Bay Area.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.
3. The Coastal Conservancy Association is a nonprofit organization existing under Section 501(c)(3) of the U.S. Internal Revenue Code, whose purposes are consistent with Division 21 of the Public Resources Code.”

Moved and seconded. Approved by a vote of 7-0.

13. **SAN FRANCISCO BAY AREA INTEGRATED REGIONAL WATER MANAGEMENT PLAN**

Jeff Melby of the Coastal Conservancy presented the Staff Recommendation.

Resolution:

“The State Coastal Conservancy hereby adopts the *San Francisco Bay Area Integrated Regional Water Management Plan* (“IRWMP”, a copy of which is maintained at www.bayareairwmp.net), a planning study based on data compilation that specifies goals and objectives for the San Francisco Bay Area and identifies priority projects which may be implemented with grant funding from Chapter 8 of Proposition 50, the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002. By adopting the IRWMP, the Conservancy acknowledges support for the implementation and continued development of the IRWMP to meet the IRWMP goals and objectives. However, the Conservancy is not making any commitment to expend funds or to implement any project identified in the IRWMP, except to the extent that the Conservancy has previously authorized implementation of a specific project or projects. The Conservancy shall determine, in its sole discretion and through a project-specific authorization, whether the Conservancy will fund or implement any IRWMP-identified project in the future, based on assessment of the merits of the project, its consistency with Conservancy enabling legislation, environmental review as required by the California Environmental Quality Act, and any other factors the Conservancy deems relevant. Adoption of the IRWMP does not preclude the Conservancy from funding or engaging in any other planning activities for the San Francisco Bay Area, from undertaking projects not identified in the IRWMP, or from efforts to secure funding for Conservancy projects from any source.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed adoption is consistent with Chapter 4.5 of Division 21 of the Public Resources Code (Sections 31160 *et seq.*), regarding the Conservancy’s mandate to address the resource and recreational goals of the San Francisco Bay Area.
2. The proposed adoption is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy Board on January 24, 2001.”

Moved and seconded. Approved by a vote of 7-0.

14. CONSENT ITEMS

A. CONSERVANCY PUBLICATIONS

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed three hundred forty-seven thousand dollars (\$347,000) for the production of *California Coast & Ocean* and other publications related to Conservancy programs. Of that total authorized amount, the Conservancy further authorizes the disbursement of up to \$285,000 as a grant to the Coastal Conservancy Association (CCA) to enable CCA to assist the Conservancy, subject to the condition that, prior to the disbursement of funds to

CCA, the Executive Officer shall review and approve specific work programs for the publications program and any subcontractors to be employed to carry out the work.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that the proposed publications program is consistent with the purposes and objectives of Division 21 of the Public Resources Code (Sections 31000 *et seq.*).”

B. ZUMA CANYON

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed one hundred and thirteen thousand three hundred ninety-eight dollars (\$113,398) to the National Park Service (NPS) for riparian and upland habitat restoration in the lower Zuma Creek watershed, to implement the Santa Monica Bay Restoration Plan, approved by the Conservancy on August 2, 2001. This authorization is subject to the condition that prior to the disbursement of any funds, the NPS shall submit for the review and written approval of the Conservancy’s Executive Officer a work program, budget, and schedule and the names of any contractors to be employed in carrying out the work.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the purposes and criteria of Chapter 6 of Division 21 of the Public Resources Code (Sections 31251-31270) regarding enhancement of coastal resources.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.”

C. HUMBOLDT BAY SUBTIDAL HABITAT GOALS PROJECT

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to one hundred thousand dollars (\$100,000) to The Regents of the University of California for disbursement to the California Sea Grant College Program (“Sea Grant”) to determine subtidal habitat goals for Humboldt Bay, subject to the condition that prior to disbursement of Conservancy funds, Sea Grant shall submit for the review and written approval of the Executive Officer of the Coastal Conservancy a final work program, including budget and schedule, and the names of any contractors to be employed.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with Chapter 5.5 of Division 21 of the Public Resources Code (Section 3122).
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.”

D. COMMUNITY CONSERVANCY INTERNATIONAL FEASIBILITY REPORT

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed one hundred thousand dollars (\$100,000) to Community Conservancy International (CCI) to complete a feasibility study and identify pilot projects that will treat urban storm water through the creation of a network of parks and open space areas in Los Angeles County. This authorization is subject to the conditions that prior to the disbursement of any Conservancy funds, Community Conservancy International shall submit for review and written approval of the Executive Officer of the Conservancy a work plan, budget and schedule and the names and qualifications of any contractors to be employed to carry out these tasks.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the purposes and criteria set forth in Chapter 5 of Division 21 of the Public Resources Code, Sections 31201 et seq.
2. The proposed project is consistent with the Project Selection Guidelines and Criteria adopted by the Conservancy on January 24, 2001.
3. Community Conservancy International (CCI) is a private nonprofit organization existing under Section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the California Public Resources Code.”

E. PERMIT COORDINATION FOR SAN LUIS OBISPO AND SANTA BARBARA COUNTIES

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of up to one hundred thousand dollars (\$100,000) to Sustainable Conservation to develop permit coordination programs for the implementation of voluntary water quality and habitat improvement projects on private lands in Santa Barbara and San Luis Obispo Counties, subject to the condition that prior to the disbursement of any funds for the project, Sustainable Conservation shall submit for the review and approval of the Executive Officer of the Conservancy a work program, schedule, and budget for the project, and shall demonstrate that adequate funds are available from other sources to complete the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with Public Resources Code Section 31220, regarding the protection and restoration of water quality and habitats in coastal watersheds.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.
3. The proposed project is consistent with local watershed management plans and water quality control plans.
4. Sustainable Conservation is a nonprofit organization existing under Section 501(c)(3) of the U.S. Internal Revenue code, whose purposes are consistent with Division 21 of the Public Resources Code.”

F. SOLSTICE CREEK HABITAT RESTORATION

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed seventy-seven thousand three hundred and sixty-six dollars (\$77,366) to the National Park Service (NPS) to undertake exotic species control and native riparian habitat restoration in Solstice Creek Canyon, to implement the Santa Monica Bay Restoration Plan (the “Bay Plan”), approved by the Conservancy on August 2, 2001. This authorization is subject to the condition that prior to the disbursement of any funds, the NPS shall submit for the review and written approval of the Conservancy’s Executive Officer a work program, budget, and schedule; and the names of any contractors to be employed in carrying out the work.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the purposes and criteria of Chapter 6 of Division 21 of the Public Resources Code (Sections 31251-31270) regarding enhancement of coastal resources.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.”

G. ECOSYSTEM-BASED MANAGEMENT PROGRAM

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of up to seventy-five thousand dollars (\$75,000) to The Regents of the University of California for disbursement to the California Sea Grant College Program (“Sea Grant”) to develop an

ecosystem-based management program for Humboldt Bay, subject to the condition that prior to disbursement of Conservancy funds, Sea Grant shall submit for the review and written approval of the Executive Officer of the Coastal Conservancy a final work program, including budget and schedule, the names of any contractors to be employed.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with Chapter 5.5 of Division 21 of the Public Resources Code (Section 3122).
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.”

H. FRENCHMAN’S CREEK

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed sixty thousand dollars (\$60,000) to the San Mateo County Resource Conservation District (RCD) for removing a fish barrier and restoring habitat on Frenchman’s Creek. Consistent with the California Environmental Quality Act, the State Coastal Conservancy adopts the supplemental mitigation measures and supplemental mitigation-monitoring plan attached to the accompanying staff recommendation as Exhibit 2.

This authorization is subject to the following conditions:

1. Prior to the RCD’s commencement of work, the Executive Officer of the Conservancy shall approve in writing a work program, schedule of completion, project budget, any contractors to be employed, and a signing plan that acknowledges the Conservancy.
2. The RCD shall submit to the Executive Officer evidence of permission from the project site property owners allowing the RCD to implement the project and perform post-project monitoring.
3. The RCD shall enter into a written agreement with the property owners providing for maintenance of both the bridge and the creekside vegetation installed as part of this project for their useful lives.
4. The RCD shall submit to the Executive Officer evidence that all necessary permits have been obtained.
5. The RCD shall implement the applicable requirements of the Mitigated Negative Declaration (attached as Exhibit 3 to the accompanying staff recommendation), adopted on June 7, 2006 by the California Department of Fish and Game under the California Environmental Quality Act for the 2006 Fisheries Restoration Grant Program, and the supplemental mitigation measures attached as Exhibit 2 to the accompanying staff recommendation.

6. The RCD shall implement post-project effectiveness monitoring for three years following construction, according to a monitoring plan approved by the Executive Officer of the Conservancy.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with the purposes and criteria set forth in Chapter 5.5 of Division 21 of the Public Resources Code (Section 31220), regarding integrated coastal and marine resources protection.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.
3. The Conservancy has independently reviewed the Mitigated Negative Declaration (MND) prepared and adopted on June 7, 2006 by the Department of Fish and Game, attached as Exhibit 3 to the accompanying staff recommendation, and finds that there is no substantial evidence that the Frenchman’s Creek project, with the mitigation measures in the MND and the additional mitigation measures attached to this staff recommendation as Exhibit 2, will have a significant effect on the environment, as defined in 14 California Code of Regulations Section 15382.
4. There is no evidence before the Conservancy that the Frenchman’s Creek project will have a potentially adverse effect, either individually or cumulatively, on wildlife resources as defined under California Fish and Game Code 711.2.
5. The Conservancy has on the basis of substantial evidence rebutted the presumption of adverse effect contained in 14 California Code of Regulations Section 753.5(d) regarding the potential for adverse effect on wildlife resources of the Frenchman’s Creek project as defined under California Fish and Game Code Section 711.2.”

I. CUFFEY’S COVER PROPERTY

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed thirty thousand dollars (\$30,000) to the Sonoma Land Trust to complete pre-acquisition planning work for the Cuffey’s Cove property north of Elk in Mendocino County (Mendocino County Assessor Parcel Nos. 127-060-07, 127-080-03, 127-080-04, 127-100-04, 127-100-01, 127-110-08, 127-130-06, 127-130-07, 127-130-07 and 127-140-01), subject to the condition that prior to the disbursement of funds, the Sonoma Land Trust shall submit for the written approval of the Conservancy’s Executive Officer a work program, budget, and names of any contractors it intends to employ for the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with the purposes and objectives of Chapter 9 of Division 21 of the Public Resources Code, regarding public access to the coast.
2. The proposed authorization is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.
3. The Sonoma Land Trust is a private nonprofit organization, existing under the provisions of Section 501 (c)(3) of the U.S. Internal Revenue Service Code whose purposes are consistent with Division 21 of the Public Resources Code.”

J. SAN FRANCISCO BAY OYSTER REMOVAL PROJECT

Resolution:

“The State Coastal Conservancy hereby authorizes the disbursement of an amount not to exceed twenty-five thousand dollars (\$25,000) to the San Francisco Estuary Institute to remove non-native oysters in San Francisco Bay. Prior to disbursement of any Conservancy funds, the San Francisco Estuary Institute shall submit for review and approval of the Executive Officer of the Conservancy a detailed work program, timeline, and budget, and the names and qualifications of any intended contractors.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed adoption is consistent with Chapter 4.5 of Division 21 of the Public Resources Code (Sections 31160 *et seq.*), regarding the Conservancy’s mandate to address the resource goals of the San Francisco Bay Area.
2. The proposed adoption is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy Board on January 24, 2001.
3. San Francisco Estuary Institute is a nonprofit organization existing under Section 501(c)(3) of the U.S. Internal Revenue Code, whose purposes are consistent with Division 21 of the Public Resources Code.”

K. FORT MASON INTERPRETIVE CENTER

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed twenty-five thousand dollars (\$25,000) to the Fort Mason Foundation to prepare a plan for the interpretation of the cultural history of the Fort Mason Center site, subject to the following conditions:

1. Prior to the disbursement of any Conservancy funds, the Association shall submit for review and approval of the Executive Officer of the Conservancy (“Executive

Officer”), a budget, schedule, final designs and plans, and any contractors and subcontractors to be employed.

2. The Fort Mason Foundation shall identify the Coastal Conservancy as a sponsor of the Fort Mason Center Interpretive Program on signs and/or interpretive displays, educational materials and media publications, in a manner that shall be approved by the Executive Officer of the Conservancy.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed project is consistent with Chapter 7 (regarding urban waterfronts) of Division 21 of the Public Resources Code.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy of January 24, 2001.
3. The Fort Mason Foundation is a private nonprofit organization existing under Section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the California Public Resources Code.”

L. SAN FRANCISCO BAY ENVIRONMENTAL PRIMER

Resolution:

“The State Coastal Conservancy hereby authorizes disbursement of an amount not to exceed twenty thousand dollars (\$20,000) to University of California Press Foundation (“UC Press Foundation”) to develop an environmental primer on the San Francisco Bay. This authorization is subject to the condition that prior to the disbursement of any funds, UC Press Foundation shall submit for the review and approval of the Conservancy’s Executive Officer a work program, budget, timeline, plan for acknowledgement of Conservancy funding, and the names and qualifications of any contractors it intends to use for the project.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that:

1. The proposed authorization is consistent with Public Resources Code Sections 31160-31165 regarding the Conservancy's mandate to address the resource goals of the San Francisco Bay Area.
2. The proposed project is consistent with the Project Selection Criteria and Guidelines adopted by the Conservancy on January 24, 2001.
3. University of California Press Foundation is a nonprofit organization existing under Section 501(c)(3) of the U.S. Internal Revenue Code, and whose purposes are consistent with Division 21 of the California Public Resources Code.”

M. DELEGATION OF AUTHORITY

Resolution:

“The State Coastal Conservancy hereby delegates to its Executive Officer the authority to negotiate and enter into emergency contracts related to Conservancy-owned real property that are necessary for the preservation of the public health or welfare, or the protection of state property, and are consistent with applicable law and policies of the Conservancy.”

Findings:

“Based on the accompanying staff report and attached exhibits, the State Coastal Conservancy hereby finds that the proposed authorization is consistent with and will assist the Conservancy to carry out the purposes of Division 21 of the Public Resources Code.”

Moved and seconded. All consent items were approved by a vote of 7-0.

15. EXECUTIVE OFFICER’S REPORT

- B. The Executive Officer was delegated authority to designate a Conservancy employee to serve as his alternate as a non-voting, ex officio member of the Santa Monica Mountains Conservancy, by a vote of 7-0. Sam Schuchat indicated that he was appointing Mary Small to represent the Conservancy.
- C. Consideration of and possible adoption of standards and practices governing conservation easement acquisition grants was postponed at the request of the Coastal Commission, to allow it to submit comments on the proposed standards and practices.
- A. Report was given on the activities of the Los Cerritos Wetlands Authority. Board approved FY 06-07 budget by a vote of 7-0.
- D. Proposition 84 – attached to the minutes
- E. Conservancy move was successful and new positions at the Conservancy announced:

Neal Fishman, Chief Deputy Executive Officer
Nadine Hitchcock, Deputy Executive Officer
Amy Hutzler, San Francisco Bay Manager

16. DEPUTY ATTORNEY GENERAL’S REPORT

Pat Peterson reported that U.S.A. v. 127.60 Acres of Land in San Diego had been filed. The Coastal Conservancy, the Department of Parks and Recreation and the County of San Diego were named as defendants. The United States is condemning land, for whose acquisition the Conservancy and DPR have given grants to the County, in order to construct the Multi-Tier Fence Project along the border with Mexico.

17. BOARD MEMBER COMMENTS

There were no Board Member comments

18. PUBLIC COMMENT

There was no public comment

19. CLOSED SESSION

There was no closed session.

20. ADJOURNMENT

Meeting was adjourned at 11:10 am

WHAT IS IN PROPOSITION 84

State Coastal Conservancy

\$45,000,000	Santa Ana River Parkway (\$10,000,000 divided equally between Orange, San Bernardino, and Riverside counties)
\$45,000,000	Monterey Bay watersheds
\$27,000,000	San Diego Bay and adjacent watersheds
\$135,000,000	Coastwide, pursuant to division 21
\$108,000,000	SF Bay Conservancy program, at least 20% for projects in watersheds draining directly to the Pacific Ocean
\$360,000,000	TOTAL

Partner Agencies

\$90,000,000	The Ocean Protection Council
\$1,000,000,000	Department of Water Resources for projects that implement integrated regional water management plans (IRWMP). Allocated as follows: North Coast - \$37,000,000 SF Bay - \$138,000,000 Central coast-\$52,000,000 LA subregion - \$215,000,000 Santa Ana - \$114,000,000 San Diego- \$91,000,000
\$30,000,000	DWR for mapping flood plains including riverine floodplains, alluvial fans, and coastal flood hazard areas.
\$130,000,000	DWR - Bay-Delta Water Quality
\$ 18,000,000	DWR - Urban Streams
\$45,000,000	DFG - coastal salmon steelhead fishery restoration projects
\$ 20,000,000	DFG - CalFed NCCP
\$115,000,000	DFG - Bay/Delta & Coastal Fisheries Restoration (other than salmon & steelhead)
\$72,000,000	Secretary of Resources, River Parkway's
\$90,000,000	Secretary of Resources - Urban Greening
\$51,000,000	San Gabriel\Los Angeles RMC
\$56,000,000	SMMC
\$10,000,000	Baldwin Hills Conservancy
\$180,000,000	WCB forest conservation
\$135,000,000	WCB T&E species recovery, habitat linkages, protection of significant natural landscapes and ecosystems
\$90,000,000	WCB for NCCPs
\$45,000,000	WCB grazing, farms, and oak wood lands
\$90,000,000	SWRCB matching grants for clean beaches program (20% for the SMBRC)
\$400,000,000	DPR - State Park System, statewide

\$100,000,000	DPR - Local Assistance, nature education & research facilities
\$400,000,000	DPR - Competitive Grants, local & regional parks